

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW MEXICO

STATE OF NEW MEXICO, *ex rel.*  
State Engineer

Plaintiff,

vs.

RAMON ARAGON, *et al.*,

Defendants.

69cv07941 BB-ACE

RIO CHAMA STREAM SYSTEM  
Section 7: Rito de Tierra Amarilla,  
Rio Brazos, Rutheron & Plaza Blanca,  
Cañones Creek, Village of Chama

**MOTION TO JOIN ADDITIONAL PARTIES DEFENDANT**

COMES NOW the Plaintiff State of New Mexico, *ex rel.* State Engineer (“State”) and respectfully requests the Court to join as additional parties the persons or entities named below and order them to answer the State’s Complaint in this action as required in any civil action in the United States District Court or suffer default judgment against them. In support of this motion, the State asserts:

1. The persons or entities listed below are diverting and using or may claim the right to divert and use surface or underground waters within the Rio Chama Stream System.

Garcia Lazy J. Ranch Inc.	CHTA-001-0003	1200 Calle Sombra, Española NM 87532
Olivia M. Cordova	CHRB-003-0008B	PO Box 68, Tierra Amarilla NM 87575
Estate of Nicolas Martinez	CHRB-007-0062	c/o Robert J. Torrez 8109 Corte del Viento NW, ABQ NM 87120
Carlos R. Manzanares	CHRB-009-0003B CHRB-009-0003C	PO Box 196, Tierra Amarilla NM 87575

Debbie Manzanares	CHRB-009-0003B	PO Box 196, Tierra Amarilla NM 87575
Richard Padilla	CHRB-009-0028	1605 Caminito Monica, Sante Fe NM 87501
Emma Padilla	CHRB-009-0028	1605 Caminito Monica, Sante Fe NM 87501
Mary Alice Casados	CHRU-001-0020	PO Box 128, Los Ojos NM 87551
Russell Casados Jr.	CHRU-001-0020	PO Box 128, Los Ojos NM 87551
Natividad Manzanares	CHRU-003-0012	PO Box 100, Tierra Amarilla NM 87575
Patrick L. McGaughey	CHRU-004-0031	109 Sherwood Blvd., Los Alamos NM 87544
Abel Armijo	CHRU-004-0047	513 Apodaca Hill, Santa Fe NM 87501
Diana Armijo	CHRU-004-0047	513 Apodaca Hill, Santa Fe NM 87501
Deborah L. Martinez	CHCC-003-0003	11407 Del Rey Ave. NE, ABQ NM 87122
Michael A. Martinez	CHCC-003-0003	11407 Del Rey Ave. NE, ABQ NM 87122
Marcus J. Martinez	CHCC-003-0003	10121 Signal NE, ABQ NM 87122
Lizette M. Martinez	CHCC-003-0003	10121 Signal NE, ABQ NM 87122
Cumbres & Toltec Scenic Railroad Commission	CHCV-001-0007	PO Box 561, Antonito CO 81120
Rebecca Hurd	CHCV-002-0017	355 West 6 <sup>th</sup> Street, Chama NM 87520
Robert Hurd	CHCV-002-0017	355 West 6 <sup>th</sup> Street, Chama NM 87520
Melvin E. Kurth, Jr.	CHCV-004-0001	235 Camino Del Norte, Santa Fe NM 87501
Leonard Jensen	CHCV-005-0003 CHCV-005-0004	PO Box 945, Chama NM 87520

Marilyn Jensen

CHCV-005-0003  
CHCV-005-0004

PO Box 945, Chama NM 87520

1. These waters belong to the public and are subject to appropriation in accordance with laws of the State of New Mexico. This Court has exclusive jurisdiction to adjudicate all claims to the right to divert, store, or use public waters of the Rio Chama Stream System.

2. The persons or entities listed above are in Section 7 of the Rio Chama Stream System, and may be diverting and using water associated with the subfile numbers listed, or may otherwise be using or diverting surface or underground waters within Section 7 of the Rio Chama Stream System.

DATED: March 25, 2005

Respectfully submitted,

/s/ Ed Newville

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### **CERTIFICATE OF SERVICE**

I hereby certify that copies of the above Motion to Join Additional Parties Defendant were mailed to following persons on March 29, 2005.

/s/ Ed Newville

Edward G. Newville

### **RIO CHAMA SECTION 7 SERVICE LIST**

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